

NEW

2020

5 YEAR B.A.LL.B. (HONS.)

4TH SEMESTER EXAMINATION

LAW OF CRIMES-I (PENAL CODE)

PAPER: 4.3

Full Marks: 40

Time: 2 Hours

*The figures in the right-hand margin indicate full marks
Candidates are required to give their answers in their own hands as far as practicable*

Illustrate the answers wherever necessary

Answer any TWO Questions

- 1.(a) Define Mens rea. (4)
(b) How far does common intention differs from common object? (6)
(c) "A mistake of fact is a good defence but a mistake of law is not."- Discuss. (6)
(d) Discuss the criminal liability of a child below 7 years and above 7 years. (4)
- 2.(a) Define unlawful assembly. State the difference between Section 34 and Section 149 of IPC. (7+2+8+3)
(b) State the different types of punishment. Discuss the various theories of punishment. When may a death sentence be passed? (7+2+8+3)
- 3.(a) What do you understand by "Culpable homicide"? When it amounts to murder? (10+10)
(b) Describe the extent to which the plea of grave and sudden provocation may mitigate the liability of an accused person for the offence of murder. (10+10)
- 4.(a) Explain the provision relating to dowry death. (6)
(b) Explain "Suicide"? Examine the constitutional validity of Section 309 of IPC in the light of judgment of Supreme Court. (2+6)
(c) Define sexual harassment. (3)
(d) State the difference between Voyeurism and Stalking. (3)
- 5.(a) "A" the wife of "B" not having heard of the husband "B" for ten years, contracts a second marriage with "C", telling that she is unmarried. "B" returns sometime later and wishes to prosecute "A" for bigamy. Advice "B". (4)
(b) Explain any *four* of the following: (4X4)
(i) Conspiracy; (ii) Affray; (iii) Criminal Force; (iv) Criminal Trespass; (v) Extra-territorial Offence.